

MANDATE

S.D.N.Y.-N.Y.C.
14-cv-7146
Koeltl, J.

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 18th day of February, two thousand sixteen.

Present:

Ralph K. Winter,
Peter W. Hall,
Christopher F. Droney,
Circuit Judges.

**USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:** _____
DATE FILED: June 29, 2016

Calvin Edward Cooksey, in his individual capacity as biological father parent of Christopher Edwind Cooksey, who is also known as Lonny Breau, Christopher Lonny Breau, and legal name (allegedly) Christopher Francis Ocean, Frank Ocean,

Plaintiff-Appellant,

v.

15-3722

Global Grind Digital, a corporation,

Defendant-Appellee,

Russell Wendell Simmons, in his individual and professional capacity as Editor and Chief of Global Grind Digital, et al.,

Defendants.

Appellant, pro se, appeals from September and October 2015 district court orders temporarily sealing the complaint and ordering the Appellee to specify what portions of the complaint should be sealed. This Court has determined sua sponte that it lacks jurisdiction over this appeal because it is taken from non-final orders. *See* 28 U.S.C. § 1291; *Liberty Synergistics Inc. v. Microflo Ltd.*, 718 F.3d 138, 146 (2d Cir. 2013); *cf. In re New York Times Co.*, 828 F.2d 110, 112-13 (2d Cir. 1987). Even assuming that the January 2016 order, which conclusively determined what parts of

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the complaint would be sealed, is appealable, the November 2015 notice of appeal at issue is not effective to appeal that subsequently entered order, *FirsTier Mortg. Co. v. Investors Mortg. Ins. Co.*, 498 U.S. 269, 276 (1991). It is hereby ORDERED that the appeal is DISMISSED. Appellant's pending motion for relief is DENIED as moot.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk

Catherine O'Hagan Wolfe

The seal of the United States Court of Appeals, Second Circuit, is a circular emblem. It features a red outer ring with the words "UNITED STATES" at the top and "COURT OF APPEALS" at the bottom. Inside this ring is a blue circle with the words "SECOND CIRCUIT" in white. The seal is positioned over the signature of Catherine O'Hagan Wolfe.

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O'Hagan Wolfe

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